

Doc. No. 264892 WEMHH/SB/21 (10/03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/767,522
	Filing Date	January 29, 2004
	First Named Inventor	Steven N. Roe
	Art Unit	Unassigned
	Examiner Name	Unassigned
Total Number of Pages in This Submission	Attorney Docket Number	7404:547

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form SB/08A Copies of Cited References Return Receipt Postcard
Remarks <input type="text"/>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Michael S. Wherry, Reg. No. 53,764 Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	<i>Michael S. Wherry</i>
Date	February 11, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below			
Typed or printed name	Michael S. Wherry		
Signature	<i>Michael S. Wherry</i>	Date	February 11, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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7404-547,MSW/ehs.263941

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
)  
Steven N. Roe ) Before the Examiner  
) Unassigned  
Serial No. 10/767,522 )  
) Group Art Unit  
Filed January 29, 2004 ) Unassigned  
)  
**INTEGRATED LANCING** ) February 11, 2004  
**TEST STRIP** )

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Michael S. Wherry

Name of Registered Representative

*Michael S. Wherry*

Signature

February 11, 2004

Date of Signature

### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicant requests consideration of the references listed on attached form PTO-1449 and/or the additional information identified below in paragraph 3. A legible copy of each reference listed on form PTO-1449 is enclosed, except:

☐ a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. \_\_\_\_\_ and/or

☒ a copy of each U.S. patent and/or U.S. patent application publication is not provided because the present application has been filed or entered the national stage after June 30, 2003 and the Patent Office has waived the requirements of 37 CFR 1.98 (a)(2)(i) for submitting such documents in applications filed or nationalized after June 30, 2003.

1a. ☒ This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application (other than a continued prosecution application), or

### INFORMATION DISCLOSURE STATEMENT

Serial No. 10/767,522

Attorney Docket: 7404-547

Page 1 of 4

before the mailing date of the first Office Action on the merits,  
**and thus no certification and/or fee is required.**

1b. ☐ This Information Disclosure Statement is submitted  
after the events of above paragraph 1a and prior to the mailing date of a final  
Office Action or Notice of Allowance, and thus:

(1) ☐ the certification of paragraph 2 below is provided, **or**

(2) ☐ a fee of \$\_\_\_\_\_ (set forth in 37 CFR §1.17(p)) is enclosed.

1c. ☐ This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance and prior  
to payment of the issue fee, and thus:

**the certification of paragraph 2 below is provided, and**

**a fee of \$\_\_\_\_\_ (set forth in 37 CFR §1.17(p)) is enclosed.**

2. It is hereby certified

a. ☐ that each item of information contained in this Information Disclosure  
Statement was first cited in any communication from a foreign patent  
office in a counterpart foreign application not more than three months  
prior to the filing of the information disclosure statement, or

b. ☐ that no item of information contained in this Information Disclosure  
Statement was cited in a communication from a foreign patent office in a  
counterpart foreign application, and, to the knowledge of the person  
signing the certification after making reasonable inquiry, no item of  
information contained in this Information Disclosure Statement was  
known to any individual designated in § 1.56(c) more than three months  
prior to the filing of the Information Disclosure Statement.

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INFORMATION DISCLOSURE STATEMENT

Serial No. 10/767,522

Attorney Docket: 7404-547

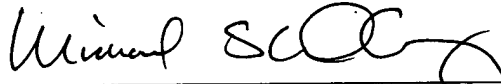
Page 2 of 4

- c. ☐ A copy of a dated communication from a foreign patent office which clearly shows the statement is being submitted within three (3) months of the date on the communication is enclosed.
- 3. ☐ A copy of a Search Report or Written Opinion from a foreign patent office is enclosed.
- 4. ☐ Consideration of the following additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.
- 5. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
  - a. ☐ an English language translation submitted herewith,
  - b. ☐ a foreign patent office search report (in the English language) submitted herewith,
  - c. ☐ an English language translation of a foreign patent office search report submitted herewith,
  - d. ☐ the concise explanation contained in the specification of the present application at page<sup>s</sup> \_\_\_\_\_,
  - e. ☒ the concise explanation set forth in the attached English language abstract,
  - f. ☐ a copy of a related patent publication (in the English language) submitted herewith,
  - g. ☐ the concise explanation set forth below:

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

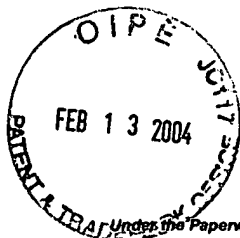
It is believed that no additional fees are required. Should any other fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully Submitted,



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Michael S. Wherry, Reg. No. 53,764  
Woodard, Emhardt, Moriarty, McNett &  
Henry LLP  
Bank One Center/Tower  
111 Monument Circle, Suite 3700  
Indianapolis, Indiana 46204-5137  
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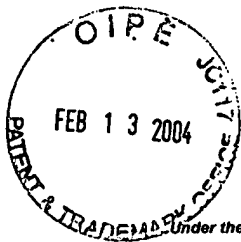
<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/767,522
				Filing Date	1/29/2004
				First Named Inventor	ROE, RANEY, ZIMMER
				Group Art Unit	
				Examiner Name	
Sheet	1	of	6	Attorney Docket Number	7404-547
<b>U.S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		1,328,459	01-20-1920	Smith	
		2,359,550	10-03-1944	Eriksen	
		2,646,799	07-28-1953	Jacoby, Jr.	
		2,801,633	08-06-1957	Ehrlich	
		2002/0002344 A1	01-03-2002	Douglas et al.	
		2002/0004196 A1	01-10-2002	Whitson	
		2002/0016006 A1	02-07-2002	Wendelbo et al.	
		2002/0103499 A1	08-01-2002	Perez et al.	
		3,802,842	04-09-1974	Lange et al.	
		4,061,468	12-06-1977	Lange et al.	
		4,203,446	05-20-1980	Hofert et al.	
		4,360,016	11-23-1982	Sarrine	
		4,375,815	03-08-1983	Burns	
		4,462,405	07-31-1984	Erhlich	
		4,469,110	09-04-1984	Slama	
		4,490,465	12-25-1984	Limbach et al.	
		4,627,445	12-09-1986	Garcia et al.	
		4,637,403	01-20-1987	Garcia et al.	
		4,653,513	03-31-1987	Dombrowski	
		4,677,979	07-07-1987	Burns	
		4,787,398	11-29-1988	Garcia et al.	
		4,869,249	09-26-1989	Crossman et al.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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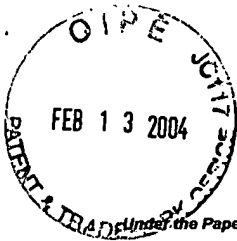
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		4,895,147	01-23-1990	Bodicky et al.	
		4,924,879	05-15-1990	O'Brien	
		4,990,154	02-05-1991	Brown et al.	
		5,100,391	03-31-1992	Schutte et al.	
		5,304,193	04-19-1994	Zhadanov	
		5,423,847	06-13-1995	Strong et al.	
		5,540,709	07-30-1996	Ramel	
		5,545,173	08-13-1996	Herbst	
		5,582,184	12-10-1996	Erickson et al.	
		5,607,401	03-04-1997	Humphrey	
		5,607,437	03-04-1997	Simon et al.	
		5,613,978	03-25-1997	Harding	
		5,628,764	03-21-1995	Schraga	
		5,628,765	05-13-1997	Morita	
		5,730,753	03-24-1998	Morita	
		5,755,733	05-26-1998	Morita	
		5,776,719	07-07-1998	Douglas et al.	
		5,798,031	08-25-1998	Charlton et al.	
		5,824,491	10-20-1998	Priest et al.	
		5,830,225	11-03-1998	Detsch	
		5,857,983	01-12-1999	Douglas et al.	
		5,871,494	02-16-1999	Simons et al.	

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				Group Art Unit	
				Examiner Name	
Sheet	3	of	6	Attorney Docket Number	7404-547

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		5,873,887	02-23-1999	King et al.	
		5,879,311	03-09-1999	Duchon et al.	
		5,916,230	06-29-1999	Brenneman et al.	
		5,931,846	08-03-1999	Simon et al.	
		5,951,492	09-14-1999	Douglas et al.	
		5,951,493	09-14-1999	Douglas et al.	
		5,962,215	10-05-1999	Douglas et al.	
		5,964,718	10-12-1999	Duchon et al.	
		5,971,941	10-26-1999	Simons et al.	
		5,984,940	11-16-1999	Davis et al.	
		5,997,561	12-07-1999	Bocker et al.	
		6,022,366	02-08-2000	Schraga	
		6,036,924	03-14-2000	Simons et al.	
		6,045,567	04-04-2000	Taylor et al.	
		6,048,352	04-11-2000	Douglas et al.	
		6,056,701	05-02-2000	Duchon et al.	
		6,066,103	05-23-2000	Duchon et al.	
		6,071,250	06-06-2000	Douglas et al.	
		6,071,294	06-06-2000	Simons et al.	
		6,086,545	07-11-2000	Roe et al.	
		6,099,484	08-08-2000	Douglas et al.	
		6,143,164	11-07-2000	Heller et al.	

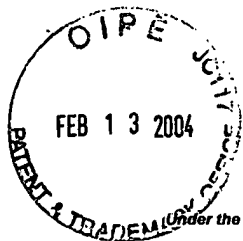
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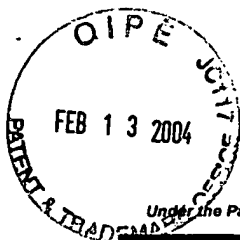
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		6,156,050	12-05-2000	Davis et al.	
		6,156,051	12-05-2000	Schraga	
		6,159,424	12-12-2000	Kauhaniemi et al.	
		6,183,489 B1	02-06-2001	Douglas et al.	
		6,210,421 B1	04-03-2001	Bocker et al.	
		6,270,637 B1	08-07-2001	Crismore et al.	
		6,283,982 B1	09-04-2001	Levaughn et al.	
		6,306,152	10-23-2001	Verdonk et al.	
		6,315,738 B1	11-13-2001	Nishikawa et al.	
		6,319,210 B1	11-20-2001	Douglas et al.	
		6,332,871 B1	12-25-2001	Douglas et al.	
		6,346,114 B1	02-12-2002	Schraga	
		6,352,514 B1	03-05-2002	Douglas et al.	
		6,364,890 B1	04-02-2002	Lum et al.	
		6,409,740	06-25-2002	Kuhr et al.	
		6,419,661 B1	07-16-2002	Kuhr et al.	
		6,561,989	05-13-2003	Whitson	
		D 234,644	03-25-1975	Sugiyama et al.	
		D 254,444	03-11-1980	Levine	
		Re 35,803	05-19-1998	Lange et al.	
		US 2002/0177788	11-28-2002	Hodges, Alastair et al.	
		US2001/0027327 A1	10-04-2001	Schraga	

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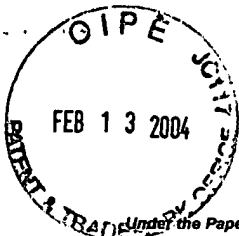
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		US2001/0039387 A1	11-08-2001	Rutynowski et al.	
		US2002/0002344 A1	01-03-2002	Douglas et al.	
		US2002/0004196 A1	01-10-2002	Whitson	
		US2002/0029059 A1	03-07-2002	Purcell	
		US2002/0040230 A1	04-04-2002	Kuhr et al.	
		US2002/0082522 A1	06-27-2002	Douglas et al.	
		US2002/0103499 A1	08-01-2002	Perez et al.	

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<i>Complete if Known</i>	
				Application Number	10/767,522
				Filing Date	1/29/2004
				First Named Inventor	ROE, RANEY, ZIMMER
				Group Art Unit	
				Examiner Name	
Sheet	6	of	6	Attorney Docket Number	7404-547

#### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite <sup>1</sup> No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>2</sup> -Kind Code <sup>4</sup> (if known)				
		EP 1 281 352	A1	02-05-2003	Yuzhakov et al.		
		JP 02000116768	A2	04-25-2000	Sonoda et al.		
		WO 01/72220	A1	10-04-2001	USF Filtration & Se		
		WO 02/056751	A2	07-25-2002	Perez et al.		
		WO 02/36010	A1	05-10-2002	Fritz et al.		
		WO 93/09710		05-27-1993			
		WO 93/09723		05-27-1993			

Examiner Signature		Date Considered	
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